

REMARKS / DISCUSSION OF ISSUES

Claims 1-14 are pending in the application.

The Office Action rejects claims 1-3, 5-6 and 8 under 35 U.S.C. §102(b) over U.S. Patent No. 5,804,918 (Yazawa); rejects claim 7 under 35 U.S.C. §103(a) over Yazawa in view of U.S. Patent No. 5,003,221 (Shimizu); rejects claim 4 under 35 U.S.C. §103(a) over Yazawa in view of U.S. Patent No. 6,117,529 (Leising); and rejects claims 9-14 under 35 U.S.C. §103(a) over Yazawa in view of U.S. Patent No. 5,294,870 (Tang). It is respectfully submitted that claims 1-14 are patentable over Yazawa, Shimizu, Leising and Tang for at least the following reasons.

Yazawa is directed to an electroluminescent device having a multiple reflection layer comprising a lower refractive index insulating layer 31 and a higher refractive index insulating layer 32. As shown in FIG 8, the insulating layer 31 having the lower refractive index is adjoining an electrode 4.

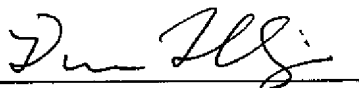
In stark contrast, the present invention as recited in independent claim 1, and similarly recited in independent claim 8, amongst other patentable elements, recites (illustrative emphasis provided):

said stack of $2n + 1$ transparent dielectric layers being arranged adjacent to one of the electrodes and a dielectric transparent layer having a high refractive index n adjoining said electrode.

A dielectric transparent layer having a high refractive index n adjoining an electrode is nowhere taught or suggested in Yazawa. Rather, Yazawa discloses a layer having a low refractive index adjoining an electrode. Thus, Yazawa teaches away from the present invention as recited in independent claims 1 and 8. Shimizu, Leising and Tang are cited to allegedly show other features and do not remedy the deficiencies of Yazawa. Accordingly, it is respectfully submitted that independent claims 1 and 8 allowable. In addition, claims 2-7 and 9-14 are allowable at least because they depend from independent claims 1 and 8 as well as for the separately patentable elements contained in each of the dependent claims.

In view of the foregoing, applicants respectfully request that the Examiner withdraw the objection(s) and/or rejection(s) of record, allow all the pending claims, and find the application in condition for allowance. If any points remain in issue that may best be resolved through a personal or telephonic interview, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,



Dicran Halajian
Reg. 39,703
Attorney for Applicant(s)
March 31, 2008

THORNE & HALAJIAN, LLP
Applied Technology Center
111 West Main Street
Phone: (631) 665-5139
Fax: (631) 665-5101